IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIFTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 1117 of 1996

Between:

K. Ramulu S/O. K.Narayana,
R/O.H.NO..6-15-287, Dubba,
Sanjeevaiah Colony, Nizamabad

..... PETITIONER

AND

1 The District Cooperative Officer,
Nizamabad, Nizamabad District.
2 The Divisional Cooperative Officer,
Nizamabad, Nizamabad District.
3 The President, Nallavally Primary Agricultural
Cooperative Society Ltd, Nallavally ,
Dharpally(M) Nizamabad District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly in the nature of writ of mandamus declaring (i) that the action of 3rd respondent (i.e.,) President, Nallavally Primary Agricultural Cooperative Society Ltd, Nallavally , Dharpally (M) Nizamabad district, in not paying the substitute allowance to the petitioner during the period of his suspension from 22-8-2991 to
12-11-1993 in terms of 47(6) of the A.P. Shops & Establishment Act, 1988, as illegal, arbitrary and violative of the provisions of the said Act holding that the petitioner is liable to be paid subsistence allowance during the period of his suspension in terms of Sec. 47(6) of the Act with 18% of interest per annum; (ii) that the action of the 3rd respondent herein in not paying the salary to the petitioner from 01.06.1991 to 21.08.1991 as arbitrary, illegal and offending Article 14 and 16 of the Constitution of India.

Counsel for the Petitioner: MR.D.V.BHADRAM (not Present)

Counsel for the Respondents 1 and 2: GP FOR COOPERATION

The Court made the following ORDER:

ORDER:

When the matter was called on 24.11.2004, there was no representation. Hence, the matter was posted to today.

Even today, when the matter is called, there is no representation for the learned counsel appearing for the petitioner.

Hence, the writ petition is dismissed for default. No costs.

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B. Prakash Rao, J

25th November, 2004

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To

1 The District Cooperative Officer,
Nizamabad, Nizamabad District.
2 The Divisional Cooperative Officer,
Nizamabad, Nizamabad District.
3 The President, Nallavally Primary Agricultural
Cooperative Society Ltd, Nallavally ,
Dharpally(M) Nizamabad District.

4 Two CCs to G.P for Cooperation, High Court of A.P Buildings, Hyderabad (OUT)

5 Two CD Copies